

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MISSOURI
EASTERN DIVISION

PATRICK KELLETT, et al.,)
Plaintiffs,)
vs.) No. 4:08-CV-917 (CEJ)
NANCY J. MEYERS, d/b/a)
Meyers Plumbing Services,)
Defendant.)

MEMORANDUM AND ORDER

This matter is before the Court on the motion of plaintiffs to compel defendant Nancy J. Meyers, d/b/a Meyers Plumbing Services, to appear for a post-judgment deposition. Defendant has not filed an opposition to the motion, and the time for doing so has expired.

On October 17, 2008, the Court entered a judgment in the amount of \$40,591.67 in favor of plaintiffs and against defendant. To date, plaintiffs have been unable to recover the full amount of the judgment.

On December 18, 2009, plaintiffs sent a notice of deposition to defendant and a request for production of documents. By affidavit, plaintiffs have established that the notice was sent to defendant. (Doc. #17-2, at 1). The notice required defendant's attendance at the office of plaintiffs' counsel on January 19, 2008, at 10:00 a.m. Defendant did not appear at the appointed date and time, nor did she produce the requested documents. *Id.* As result, plaintiffs filed their motion to compel discovery on January 23, 2009.

Accordingly,

IT IS HEREBY ORDERED that plaintiffs' motion to compel defendant Nancy J. Meyers, d/b/a Meyers Plumbing Services, to appear for a post-judgment deposition [Doc. #16] is granted.

IT IS FURTHER ORDERED that, on Monday, March 31, 2009, at 10:00 a.m., defendant Nancy J. Meyers, d/b/a Meyers Plumbing Services, shall appear at the offices of plaintiffs' counsel for the purpose of a post-judgment deposition and produce the requested documents at that time.



CAROL E. JACKSON
UNITED STATES DISTRICT JUDGE

Dated this 13th day of March, 2009.